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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)	Group Art Unit: To Be Assigned
)	
ADAMS <i>et al.</i>)	Examiner: To Be Assigned
)	
Division of Application)	Atty. Docket No. GP100-04.DV1
Serial No. 09/867,193)	
)	
Filed: February 27, 2003)	
)	
For: METHOD FOR ENHANCING)	
AMPLIFICATION OF A TARGET)	
NUCLEIC ACID SEQUENCE)	

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321

Box Patent Application
Commissioner for Patents
Washington, D.C. 20231

Sir:

Gen-Probe Incorporated, the owner of 100% interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of U.S. Patent No. 6,297,365 or any patent issuing from application Serial 09/867,193. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it, U.S. Patent No. 6,297,365 and any patent issuing from application Serial 09/867,193 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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The Commissioner is hereby authorized to charge the fee due under 37 C.F.R. § 1.20(d), and any other fee which may be due, to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

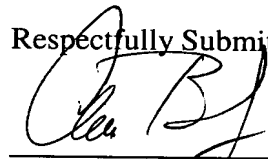
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I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is being deposited with sufficient postage on the date indicated below with the U.S. Postal Service as Express Mail No. EU638683549US addressed to Box Patent Application, Commissioner for Patents, Washington, D.C. 20231.

Date: February 27, 2003

By:

Respectfully Submitted,



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